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18 Attorneys for Defendant The McGraw-Hill Companies, Inc.

19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA

21 CALIFORNIA PUBLIC EMPLOYEES'  
22 RETIREMENT SYSTEM,

23 Plaintiffs,

24 v.

25 MOODY'S CORP., MOODY'S INVESTORS  
26 SERVICE, INC., THE MCGRAW-HILL  
27 COMPANIES, INC., FITCH, INC., FITCH  
28 GROUP, INC., FITCH RATINGS, LTD. AND  
DOES 1 THROUGH 100,

Defendants.

CASE NO.: 09-03629-JCS

**JOINT STIPULATION  
REGARDING EXTENSION OF  
TIME TO RESPOND TO  
PLAINTIFF'S COMPLAINT**

Judge: Hon. Joseph C. Spero

1 Pursuant to Local Rule 6-1(a), the parties jointly submit this Stipulation.

2 WHEREAS, on July 9, 2009, Plaintiff California Public Employees' Retirement System  
3 ("CalPERS") filed its complaint entitled *California Public Employees' Retirement System v.*  
4 *Moody's Corp. et al.* in the Superior Court for the State of California, San Francisco County.  
5 This case was assigned in state court the index number of CGC-09-490241;

6 WHEREAS, on August 7, 2009, Defendants Moody's Corp., Moody's Investors Service,  
7 Inc. (together, "Moody's"), The McGraw-Hill Companies, Inc. ("McGraw-Hill") and Fitch, Inc.,  
8 Fitch Group, Inc., and Fitch Ratings, Ltd. (together, "Fitch", and collectively with Moody's and  
9 McGraw-Hill, the "Defendants") filed a Notice of Removal based on diversity jurisdiction, which  
10 was assigned Case No. 09-03628-SI;

11 WHEREAS, on August 7, 2009, Fitch separately filed a Notice of Removal based on  
12 diversity jurisdiction and the Class Action Fairness Act of 2005, which was assigned Case No.  
13 09-03629-JCS;

14 WHEREAS, Defendants have filed an Administrative Motion to Relate the two removed,  
15 identical actions;

16 WHEREAS, CalPERS intends to file a Motion to Remand the two actions as currently  
17 designated Case No. 09-03628-SI and Case No. 09-03629-JCS, or any consolidated action, to the  
18 Superior Court of the State of California, County of San Francisco; and

19 WHEREAS, Defendants intend to oppose CalPERS' Motion to Remand.

20 It is hereby STIPULATED AND AGREED by and between the undersigned counsel for  
21 the parties as follows:

22 (1) Defendants' time to respond to CalPERS' Complaint in the two actions as currently  
23 designated Case No. 09-03628-SI and Case No. 09-03629-JCS, or any consolidated action, shall  
24 be extended to forty-five (45) days following the final determination by this Court of CalPERS'  
25 Motion to Remand.

August 13, 2009

Respectfully Submitted,

/s/

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Dated: August 14, 2009



With respect to C09-3629 JCS only. JCS